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6 Attorney for Plaintiffs

7 IN THE UNITED STATES DISTRICT COURT  
 8 FOR THE  
 9 NORTHERN MARIANA ISLANDS

10	LI YING HUA, LI ZHENG ZHE and XU JING JI, )	CASE NO. CV 05-0019
11	Plaintiffs, )	EX PARTE MOTION UNDER LOCAL RULES 7.1.h.3(b) AND 7.1.h.5 FOR A PAGE EXTENSION
12	vs. )	
13	JUNG JIN CORPORATION, a CNMI corporation, )	
14	ASIA ENTERPRISES, INC., a CNMI corporation, )	
15	PARK HWA SUN and KIM HANG KWON, )	
16	KSK CORPORATION, a CNMI corporation, and )	
17	KIM KI SUNG, )	
18	Defendants. )	Date: No hearing requested
19	)	Time: No hearing requested
20	)	Judge: Hon. Alex R. Munson, Chief Judge

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21 Plaintiffs, by and through their undersigned attorney of record, hereby file, this Motion, *ex*  
 22 *parte*, pursuant to Fed R. Civ. P. 6(d) and Local Rules 7.1.d and 7.1.h.3(b) to request a page  
 23 extension on a Memorandum of Facts and Law submitted in connection with Plaintiffs' motion for  
 24 summary judgment on its claims against defendants KSK Corporation and Kim Ki Sung contained  
 25 in the Plaintiffs' Second Amended Verified Complaint filed in this matter on October 12, 2007.

26 CERTIFICATE PURSUANT TO LOCAL RULE 7.1.H.3(b)

27 1. I am the attorney for Plaintiffs in the above-captioned case. I submit this certificate  
 28 pursuant to Local Rules 7.1.h.3(b) in support of Plaintiffs' *ex parte* motion for an order allowing a  
 29 page extension for a Memorandum of Facts and Law submitted in connection with Plaintiffs' motion

1 for summary judgment. In support of this motion, Plaintiffs submit this Certificate of the  
2 undersigned.

3       2. On October 12, 2007, with leave of Court, Plaintiffs filed a Second Amended Verified  
4 Complaint adding two defendants — KSK Corporation and Kim Ki Sung — bringing claims against  
5 those two defendants for successor liability and for fraudulent conveyance arising out of, *inter alia*,  
6 transfers of the original four defendants' assets to these two new defendants during the pendency of  
7 part I of this case.

8       3. As currently set, dispositive motions must be filed by June 19, 2008 at 3:00 p.m.

9       4. I have been working diligently on dispositive motions and documents that show fully  
10 developed, undisputed facts upon which the motions are based.

11       5. To support its motion on the claims against defendants KSK Corporation and Kim Ki  
12 Sung,<sup>1</sup> the Memorandum that Plaintiffs want to file is currently approximately 31 pages not including  
13 the cover page, table of contents, table of authorities and the certificate of service. I expect to  
14 supplement the current recitation to established facts once I obtain all of the remaining documents  
15 in the possession of the defendants' counsel, obtain the last of the discovery documents owing from  
16 defendants. I anticipate a brief no longer than 35 pages, although the brief will likely be several pages  
17 less than 35 pages.

18       6. That number of pages exceeds by 10 pages, at most, the maximum number of pages a brief  
19 may be without leave of court.

20       7. Under the circumstances of this case, Plaintiffs have included an extensive recitation of  
21 facts with appropriate references to an extensive Proposed Findings of Uncontroverted Fact (separate  
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23       24       <sup>1</sup> For reasons explained in the motion, Plaintiffs also intend to file a motion to affirm the  
25 summary judgment that was previously granted against the original four defendants. That motion  
26 is three pages and is separate from the motion of Plaintiffs seeking summary judgment on the claims  
27 against these two defendants — the Sixth and Seventh Causes of Action.

1 || document with references to the factual record).

2       8. Further, the issues raised in the proceedings warrants a detailed review of the several  
3 distinct areas of law applicable to the facts of the matter and a detailed application of the detailed  
4 facts to that law, including: successor liability under the Fair Labor Standards Act, common law  
5 successor liability, alter ego liability and the common law of fraudulent conveyances applicable in the  
6 Commonwealth of the Northern Mariana Islands.

7       9. Plaintiffs believe that the facts and circumstances involved in the briefing warrant the  
8 extension of the page limits to 35 pages (excluding the title page, table of contents, table of  
9 authorities, the signature page and certificate of service).

10        10. A hearing on the issues involved in the briefing has been scheduled for Thursday, July 17,  
11      2007 at 8:30 a.m.

11. Defendants KSK Corporation and Kim Ki Sung are represented by the following counsel:

G. Anthony Long, Esq.  
LAW OFFICE OF G. ANTHONY LONG  
P.O. Box 504970  
Saipan, Mariana Islands 96950  
E-mail: gal@nmilaw.com

6       12. Counsel for Defendants KSK Corporation and Kim Ki Sung was notified of Plaintiffs'  
7 intent to file, *ex parte*, for a page extension and he stated that said defendants have no objection to  
8 this Motion or the page extension requested herein.

13. Four of the defendants are proceeding *pro se* since the withdrawal of their attorney prior to the judgment in this matter. Their last known contact information is as follows:

1       14. The above-listed *pro se* defendants will receive a copy of this motion by certified mail.  
2       15. Counsel for Defendants KSK Corporation and Kim Ki Sung will receive a copy of this  
3 Motion by the Court's Electronic Case Filing system upon the filing of this Motion.

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5           WHEREFORE, for the foregoing reasons, Plaintiffs respectfully request that the Court grant  
6 their motion to extend the allowable number of pages for Plaintiffs' Memorandum of Facts and Law  
7 to 35 pages (excluding a cover page, a table of contents and table of authorities, the signature page  
8 and the certificate of service). A proposed order has been submitted herewith for the Court's  
9 convenience. Plaintiffs waive any hearing on this Motion.

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Respectfully submitted this 20<sup>th</sup> day of May, 2008.

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/s/ Mark B. Hanson

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MARK B. HANSON

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Attorney for Plaintiffs

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1 CERTIFICATE OF SERVICE

2 I hereby certify that a copy of the foregoing will be deposited in the United States Post  
3 Office, first class mail, postage prepaid, addressed to the following:

4  
5 Jung Jin Corporation  
P.O. Box 503428  
Saipan, MP 96950  
(670) 235-4321

Park Hwa Sun  
P.O. Box 503428  
Saipan, MP 96950  
(670) 235-4321

7 Asia Enterprises Inc.  
P.O. Box 503448  
Saipan, MP 96950  
(670) 235-4321

Kim Hang Kwon  
P.O. Box 503448  
Saipan, MP 96950  
(670) 235-4321

10 I further certify that the following were served with a copy of the foregoing via the Court's  
11 electronic case filing system and via e-mail:

12  
13 G. Anthony Long, Esq.  
LAW OFFICE OF G. ANTHONY LONG  
P.O. Box 504970  
Saipan, Mariana Islands 96950  
E-mail: [gal@nmilaw.com](mailto:gal@nmilaw.com)

16  
17 DATED: May 20, 2008

/s/ Mark B. Hanson

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